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SERVICE OF PAPERS

October 19, 2004

Peter J. Savage, III, Esq.
City of Buffalo
Department of Law
65 Niagara Square
Buffalo, New York 14202

Re: William P. Kraus, Sr.
308 Crowley, Buffalo, New York

Dear Peter:

Pursuant to our recent telephone conversation, please advise as to your availability to meet for an informal conference relative to the above-referenced matter in advance of the hearing date presently scheduled for November 8, 2004.

Please also note that I have enclosed a proposed Order on the issue of claims to items of property stored at the premises. Please review and advise if you would like any amendments or additions thereto prior to submitting same to Judge Nowak.

Thank you for your courtesy and cooperation.

Very truly yours,

FREID AND KLAOWN

BY: ADAM B. CONNERS

ABC/lat
enc.

371623



STATE OF NEW YORK
BUFFALO CITY COURT : COUNTY OF ERIE

PEOPLE OF THE
STATE OF NEW YORK,

v.

ORDER

WILLIAM P. KRAUS, SR.,

Docket Nos. H01723/99
H00875/04
H00876/04

Defendant.

The Court having Ordered that the building(s) located on property owned by Defendant, WILLIAM P. KRAUS, SR., at 308 Crowley Street, Buffalo, New York be vacated and secured to prevent any entry thereon, and it now appearing that various third-parties have claim to certain items of personal property, including motor vehicles and boats, stored and remaining at said premises

NOW, therefore, upon the foregoing and all prior proceedings herein, it is hereby

ORDERED, any party seeking removal of their property from the subject premises shall give five (5) days advance notice to the City of Buffalo via Peter J. Savage, III, Assistant Corporation Counsel, 1100 City Hall, Buffalo, New York, such notice to identify the party seeking removal, the specific item(s) to be removed, and the basis for the party's claim to such property, and it is further

ORDERED, that unless any objection thereto is made by the City of Buffalo within the said five (5) day period, the notifying party shall be granted limited access to premises for the sole purpose of removing the identified property, and the City of Buffalo shall notify all authorities, including the Buffalo Police Department, that such access is to be permitted pursuant to this Order.

GRANTED:

HON. HENRY J. NOWAK